



GARY R. HERBERT  
Governor

GREGORY S. BELL  
Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

July 23, 2013

CERTIFIED RETURN RECEIPT  
7010 2780 0002 7254 0661

Jeff Sagers  
Southwest Stone  
2421 West 350 North  
Hurricane, Utah 84737

Subject: Cessation Orders MC-2013-42-01 and MC-2013-42-06, Southwest Stone, Reef Mine, S/015/0094, Emery County, Utah

Dear Mr. Sagers:

This letter is a summary of the status of the Reef mine and the actions needed to bring the mine into compliance with the Utah Mined Land Reclamation Act. The Division has issued two related Cessation Orders and the requirements are intertwined and may be confusing.

Cessation Order (CO) MC-2013-42-01 was written because the surety for the Reef mine had not been increased as required, and CO MC-2013-42-06 was issued because the size of the mine had been expanded beyond five acres to about 26 acres. There are various options for bringing the mine into compliance, including reclaiming part or all of the disturbed area, posting additional reclamation surety, and doing additional permitting. The COs are hereby modified as follows:

1. No later than August 5, 2013, you must post additional surety so the total is no less than \$51,200.00. This represents the amount required for a five-acre mine with a three-year escalation (\$30,200.00) plus \$1000 per acre for acreage above five acres.
2. By August 5, 2013, you must notify the Division what action you are going to take to either reclaim part or all of the mine or to pursue permitting for some of the disturbed area. Options available include:
  - a. Reclaim the entire site. The surety required after regrading is \$1000.00 mobilization plus \$1000.00 per acre for revegetation until revegetation is successful.
  - b. Reclaim everything in excess of five acres. The required surety would be \$51,200.00 until revegetation of reclaimed areas is successful.



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- c. Change the disturbed area acreage in the Notice of Intention to Commence Small Mining Operations. The Division would need to evaluate this proposal to see what the required reclamation surety would be.
- d. Submit a Notice of Intention to Commence Large Mining Operations to allow for a disturbed area larger than 10 acres.

Further requirements will be made when the Division knows which option you will pursue.

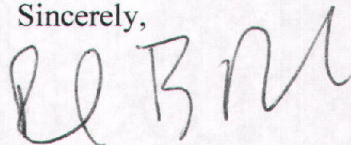
In the interim, the Division is allowing you to continue processing operations within a five-acre area which should be staked on the ground. You may also do reclamation.

Failure to comply with these deadlines may result in issuance of an additional CO which would carry a fine of \$750.00/day for each day of continued non-compliance.

Please continue to work with Wayne Western to clarify any questions you may have. The Division may be willing to further modify the COs but would need justification to do so.

Please call Wayne Western at 801-538-5263 or me at 801-538-5261 if you have questions about these requirements.

Sincerely,



Paul B. Baker  
Mining Program Manager

PBB: whw: eb

cc: John Blake jblake@utah.gov

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